

**MINUTES OF THE REGULAR MEETING
MASSILLON CITY COUNCIL
HELD MONDAY, APRIL 15, 2019**

COUNCIL PRESIDENT ISTNICK – Welcome to the Massillon City Council Meeting for Monday, April 15, 2019. We have in attendance with us the following city officials: Safety Service Director, Joel Smith, Community Development Director, Lori Boron and Economic Development Director, David Maley. On the wall to the left are agendas if you wish to follow the meeting. Also, if you look at the agenda, under item #5 is where the public can speak on any item that appears on tonight's agenda and then under item #17 is where the public can speak on any item that does NOT appear on tonight's agenda. I want remind anyone with cell phones, please turn them down or set them to vibrate.

COUNCIL PRESIDENT ISTNICK – Roll call.

1. ROLL CALL

Roll call for the evening found the following Council Members present: Milan Chovan, Jill Creamer, Sarita Cunningham, Mike Gregg, Dave Irwin, Ed Lewis, Linda Litman, Paul Manson and Megan Starrett.

Roll call of 9 present

2. INVOCATION

COUNCILWOMAN CUNNINGHAM

3. PLEDGE OF ALLEGIANCE

LED BY COUNCILWOMAN CUNNINGHAM

COUNCIL PRESIDENT ISTNICK – Thank you, Councilwoman Cunningham.

4. READING OF THE JOURNAL

COUNCIL PRESIDENT ISTNICK – Madam Clerk, are the minutes of the previous meeting transcribed and open for public viewing?

COUNCIL CLERK ROLLAND – Yes, they are.

COUNCIL PRESIDENT ISTNICK – Are there any additions or corrections to be made?

COUNCIL CLERK ROLLAND – No, there are not.

COUNCIL PRESIDENT ISTNICK – Then the minutes stand approved as written.

5. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS ON THE AGENDA

6. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 51 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into an agreement with A. Altman Company to provide an economic development “inducement grant” to replace the sidewalk in front of the property located at 1135 Lincoln Way E., Massillon, Ohio, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – Thank you, Madam President. We discussed this last Monday and a representative from Altman was here and explained and they have made a considerable investment in the City of Massillon. Unless somebody has a reason to hold it up, I’m going to move this forward tonight. Seeing none, I make a motion that we waive the rules requiring three separate readings and bring Ord. No. 51 – 2019 forward for passage.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilman Chovan. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 51 – 2019 has passed. Ord. No. 52 – 2019.

ORDINANCE NO. 52 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE repealing Section 561.03 “FAIR HOUSING COMMISSION” of Chapter 561 “FAIR HOUSING PRACTICES” of the Codified Ordinances of the City of Massillon, Ohio, and enacting a new Section 561.03 “FAIR HOUSING COMMISSION” of Chapter 561 “FAIR HOUSING PRACTICES” of the Codified Ordinances of the City of Massillon, Ohio.

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – Thank you, Madam President. This ordinance is nothing but bringing our ordinances up-to-date. What we’re talking about is the language. If anybody has any questions, Lori could answer them here. If not, I intend to move it forward. Seeing none, I make a motion that we waive the rule requiring three separate readings and bring Ord. No. 52 – 2019 forward for passage.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilman Chovan. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 52 – 2019 has passed. Ord. No. 53 – 2019.

ORDINANCE NO. 53 – 2019

BY: HEALTH, WELFARE & BLDG. REGS. COMMITTEE

AN ORDINANCE repealing CHAPTER 1331 “REGISTRATION OF VACANT BUILDINGS” of the Codified Ordinances of the City of Massillon, Ohio, by enacting a new CHAPTER 1331 “REGISTRATION OF VACANT BUILDINGS” of the Codified Ordinances of the City of Massillon, Ohio.

COUNCIL PRESIDENT ISTNICK – Councilwoman Litman.

COUNCILWOMAN LITMAN – Thank you, Madam President. If you recall, last week we had Jim Johnson come in and speak to us regarding the original rendition of Chapter 1331. He had suggested removing substantially from the verbiage that would pertain to the definition of vacant or abandoned, so, I will ask, at this point, does anyone have any questions and/or need for further discussion on the changes that were proposed last week? Seeing none, I’d like to waive the rules requiring three readings and bring this forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Creamer. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 53 – 2019 has passed. Ord. No. 54 – 2019.

ORDINANCE NO. 54 – 2019

BY: PARKS AND RECREATION COMMITTEE

AN ORDINANCE authorizing the Director of the Park and Recreation Department of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the restoration of five (5) reservoir Tennis Courts, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilwoman Creamer.

COUNCILWOMAN CREAMER – Thank you, Madam President. At the Work Session, Director Steve Pedro of Parks and Recreation was here to discuss this project that the Park and Rec. Board has already approved. What he communicated is that they are going to be tearing out the fencing and putting in new fencing, refurbish the lights and provide five new tennis courts. Does anyone have any questions regarding this project? Seeing none, I would like to make a motion that we waive the rules requiring three readings and bring Ord. No. 54 – 2019 for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilman Irwin. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 54 – 2019 has passed. Ord. No. 55 – 2019.

ORDINANCE NO. 55 – 2019

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to advertise for and receive sealed bids and to enter into a contract with the lowest and best bidder, upon the approval of the Board of Control, for the 2019 Catch Basin Replacement Project, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilwoman Starrett.

COUNCILWOMAN STARRETT – Thank you, Madam President. This is just to kick-off our 2019 Catch Basin Replacement Project. We received a list last week with about \$138,000 worth of catch basins to be replaced. I think there were about 40 on the list. Any questions or concerns? Seeing none, I make a motion that we waive the rules requiring three readings and bring Ord. No. 55 – 2019 forward for a vote.

COUNCIL CLERK ROLLAND – Ed, I believe this is the \$135.00 donation for the Fire Dept.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilman Manson. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 55 – 2019 has passed. Ord. No. 56 – 2019.

ORDINANCE NO. 56 – 2019

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement with Stark County for the purchase of salt for City streets for the 2019-2020 season from the cooperative program.

COUNCIL PRESIDENT ISTNICK – Councilwoman Starrett.

COUNCILWOMAN STARRETT – Thank you, Madam President. This ordinance just allows the City to enter into contract with Stark County to purchase salt for the 2019 season. This the same price as last year. It's just a carryover of the contract from last year. Any questions or

concerns? Seeing none, I make a motion that we waive the rule requiring three readings and bring Ord. no. 56 – 2019 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Creamer. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 56 – 2019 has passed. Ord. No. 57 – 2019.

ORDINANCE NO. 57 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the 1237 Economic Development Fund, for the year ending December 31, 2019, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. This ordinance funds Ord. No. 51 – 2019 that we voted on earlier this evening. Are there any questions or discussion? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 57 – 2019 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Starrett. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 57 – 2019 has passed. Ord. No. 58 – 2019.

ORDINANCE NO. 58 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE amending Section 1 of Ordinance No. 155 – 2016, permitting credit card use for various departments within the City of Massillon, Ohio, and adhering to the attached “revised” credit card policy, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. This ordinance simply changes the credit card issuer from Huntington to First Commonwealth. So, this is just a change of language. Are there any

questions or discussion? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 58 – 2019 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Litman. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 58 – 2019 has passed.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

9. BILLS, ACCOUNTS AND CLAIMS

The Repository - \$ 863.60 Publication of February Ordinances

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – I make a motion that we pay the bills.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Litman. Roll call.

9 yes to pay the bills

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. The bills will be paid and charged to their proper accounts.

10. REPORTS FROM CITY OFFICIALS

Auditor's Report – March 2019

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – I make a motion that we accept the Auditor's Report.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Starrett. Roll call.

9 yes to accept the Auditor's Report

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. The Auditor's Report has been accepted.

11. REPORTS OF COMMITTEES

COUNCIL PRESIDENT ISTNICK – Our next Work Session will be next Monday, April 29, 2019 at 6:30 p.m. We're off April 22, 2019.

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER

COUNCIL PRESIDENT ISTNICK – Councilwoman Cunningham.

COUNCILWOMAN CUNNINGHAM – Thank you, Madam President. I just wanted to mention that if you didn't have an opportunity yesterday to attend the Open House for the Fire Station No. 3, it is absolutely gorgeous. And even with the inclement weather, we had a really nice crowd. So, if you get a chance and you want to go up there, they'll be glad to give you a tour of the fire house. Thank you.

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCE AND RESOLUTIONS

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 47 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE approving an application for assistance under Title I of the Housing and Community Development Act of 1974, as amended, including the Consolidated Plan and Annual Action Plan; authorizing the execution and filing of the application and related assurances and certifications.

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – Thank you, Madam President. Everybody probably got the handout before the meeting from Diane. There were some slight cuts made to the proposed budget. We're just going to give this second reading tonight and at Monday night's meeting, Lori can explain everything that went on. Are we having the public meeting this coming Monday or on the 6th?

COUNCIL CLERK ROLLAND – The 29th.

COUNCILMAN MANSON – The 29th we're having a public hearing on this and then on the 6th it will be on the agenda for third reading.

COUNCIL PRESIDENT ISTNICK – Will that be at 6:00 p.m. on the 29th?

COUNCILMAN MANSON – Yes.

COUNCIL CLERK ROLLAND – And Lori, is that for the public or the agencies to come? Do council members have to be here also?

LORI BORON – No. Only if they want to. That's when the agencies will come that are proposed to receive funds will come and explain why they need the funds.

COUNCILMAN MANSON – Right.

COUNCIL CLERK ROLLAND – Thank you.

COUNCILMAN MANSON – Second reading.

COUNCIL PRESIDENT ISTNICK – Thank you. Ord. No. 47 – 2019 has received second reading.

16. NEW AND MISCELLANEOUS BUSINESS

COUNCIL PRESIDENT ISTNICK – Mr. Smith. Will the Fire Department be opening...did it open today?

JOEL SMITH – It opened today.

COUNCIL PRESIDENT ISTNICK – It did open today? Okay.

17. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS NOT ON THE AGENDA

KATHY WINKHART – 723 Phillips Rd. N.E., Massillon, OH. I'm here because, of course, you know it's summer and it's spring and last year as I was driving all over Massillon, it's deplorable. These people do not mow their grass. We're talking businesses, we're talking homes. No wonder nobody wanted the Massillon Hospital. Amherst looks like a bomb went off. The homes out there are deplorable. First St. is horrible. The southwest section is terrible. Wales Rd. from Lincoln Way to Hankins is horrible. Now, I understand that those are probably rented, but you know what, make those people that own those homes either mow the grass or have the people that occupy them. And if they don't, tear them down. Force these people out. Send them to North Lawrence or Navarre or Canton. That's the only way you're going to clean it up. I mean, there's no excuse the way these homes look, no excuse. I mean, it's just a little bit of work. Just like the, I don't know what it is, the rehab or whatever between 4th and 5th. That looked terrible, the side of it. The front didn't look bad, but the side of it where the fence is, the weeds were as tall as I am. And they're out there smoking cigarettes, sitting on the bench or whatever, the steps over there. You know what, I know they have problems, but the taxpayers are paying for their counseling for them to get their minds right. Maybe they should go out and do a little bit of work, maybe they wouldn't have all of these issues. CVS last year was...it was terrible. The house on 6th St. and Lincoln Way. Those two or three right there across from the Amvets, they're horrible. I mean, from Finefrock's, the old Finefrock building all the way out to the State Highway Patrol barracks, the homes are terrible; they're terrible. They're just not taken care of. I mean, it's not a money issue. Just a little bit of maintenance, a little bit of work and I just want to force them to either, the people that rent them, that own them, to either do some of this upkeep or tear them down; force them out. I mean, it's terrible. It looks horrible. The downtown, the Mayor makes a big issue about the downtown. The downtown doesn't look bad, I mean there's some empty storefronts, but that don't look bad. I mean, the downtown looks nice, but some of the main streets, Wow, Wow. And you know what, just like even in my neighborhood. I live behind Maryland Parkways behind me. There's a couple that moved in. They were older when they moved in. They never, ever mow the one piece of their property. Of course, it's really shaded and I know one year my brother went and did spring clean-up. It was so bad that when they got done doing the leaves, there wasn't even any grass in the back yard. I mean, that's unacceptable, that's

just unacceptable as far as I'm concerned. And I can understand why no one wanted Massillon Hospital. I mean, just drive down Amherst and take a look. It's terrible until you hit Lake St. It's terrible. So, you know what, it's drove me crazy last year and I took the time out of my day to come down here and just state what I had to say. Thank you.

COUNCIL PRESIDENT ISTNICK – Thank you.

JEFF GROVE – 869 – 17th St. N.W., Massillon. I kind of agree with her. Plus, she's my sister, but I agree with her. I grew up in this town, I've been in this town my whole life and there's an acre lot across from my house. Now, if I don't mow it, it doesn't get mowed. I've seen it so high that I've dang gone ruined my mower cutting it. But, if you let these kind of things go and she's right, these houses and I know people don't have a lot of money, but it's not an issue of money. I mean, they have grants for everything in the world, this government gives grants for and all they have to do is clean up a little bit and rake and the property value just rid of. I don't know who the economic developer is I don't know if he's here, but if you drive west through there, you see that mess, you'd keep going. Now you can go and look at that lot that I take care of. Naw, I don't fertilize it, but it's clean, the trash is picked up, I mow it and I went down there because I kind of make me a fool because I can't save it, but I do it. So, I thought I'm gonna find out and the lady lives in Florida and some guys say, "Let it go twelve inches". Well, yeah, he's right. I probably should involve the City, but then I'll be over there mowing, I know it and I'll be over there taking care of it and if you leave these kind of problems go, you're going to have a mess on your hands because it's a blight. I know people have a lot of money and I understand there's economic times, but this ain't what I'm talking about. I mean, people didn't make big money back then and they had old two-stories and they kept them nice. Just mowed the grass, painted; presentable. Thank you.

COUNCIL PRESIDENT ISTNICK – Thank you.

GEORGE GLIBA – 222 Lake Ave. N.E., Massillon. First of all, I have a question and maybe somebody can answer it after the meeting. But what I want to know how stuff gets on the agenda? Because two weeks ago I was talking about freeing up downtown like they do over in Canton by blocking off the streets where people can roam the streets and drink and mingle or whatever they want to do. But that was year and it never got to the agenda and I'm wondering does Massillon want people to go over the Canton to spend their money? I think they want them to stay here to spend their money and I never, nobody ever really followed up on it. Now it's 2019 so, hopefully, it'll get addressed one way or another. It matters to me because I'm a taxpayer and I live here and I care about Massillon. I mean, if I had the time and I was available to run for City Council, I might do it. But I don't have the time. If I do something, I'm doing it 110%. I'm not going to be complacent. I'm going to be on people in my zone to clean it up or make a phone call. I think that's what part of the problem is; people don't call code enforcement. You know, and I think that might help. But anyways, like two weeks ago, I gave everybody this thing out of the paper from Hendrickson. Paul, you weren't here, so I gave you one. But it was a pretty huge deal for Navarre. A lot of jobs, a lot of incentives. But this here, I copied out of Sunday's paper and I hope everybody kept those flyers that I gave everybody because that's like a bargaining chip to get people to move here. And this here is just all of the tax breaks and all of the requirements that Hendrickson had to adhere to. There's a lot of, like the last couple of paragraphs, there's a lot of stipulations involved. So, my point is, Meier's is expanding their grocery stores throughout Ohio. My sister lives in Mentor and they're opening a Meier's this week and I hear in Wooster that they want to put a Meier's over there. So, I'm hoping maybe this City Council will have one of those "back door" meetings they have, private

meetings where they negotiate stuff and try to get a Meier's over where K-Mart is. I think Massillon needs another grocery store. But, anyways, I just don't know what people are aware of, what's going on. The economy is starting to kick some butt, you know? I mean, people have money. 401k's are doing well and that was the main focus of tonight that I wanted to talk about and just getting some businesses here. Giving them tax breaks and tax incentives and I hope somebody reaches out to me about how to get stuff on this agenda and if I'm wasting my time, then I'm wasting my time. But I care about Massillon and I just thought, like I said, at one time, they used to close off the streets on the weekends on Saturdays for the car show, for cars, for the old cars and they still do it, but they kind of scaled it down. But, it's just an idea. I mean, I never really heard anything back, but, and it roller coasters. The money stays here and then there's taxes, they accumulate for the City and I think it's a win-win. And one other thing is I watched this guy's (J.D. Riss) TV show last night for like ten minutes and the number one fear of people is talking in public. I thought it was hyped, but it's talking in front of a body of people and I think that's one reason why people don't come down here because they're kind of intimidated. But I've gotten over that.

COUNCIL PRESIDENT ISTNICK – I can get you a ladder for the height. (Laughter).

GEORGE GLIBA – I'm with you on that one. But I think that's one of the reasons why the people don't come down here because of that. But, if you read the "Speak your Mind" which I read every day, I get the paper, it validates a lot of the things that I say. A lot of times I feel like I'm here on an island. Since I've been coming up here, maybe three people have approached me and said "George, I'm glad that you said what you said". One is Jayne Ferrero. I haven't seen her in a long time but, she reached out to me. Paul has too. It's nice to get some type of feedback. Whether it's good or bad, but, anyways, have a nice Easter and I'll see you in two weeks and it was nice talking to you. Thank you for your time.

COUNCIL PRESIDENT ISTNICK – Thank you, George.

18. **ADJOURNMENT**

COUNCILWOMAN CUNNINGHAM – I make a motion that we adjourn.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Starrett. Meeting adjourned.

DIANE ROLLAND, COUNCIL CLERK

CLAUDETTE ISTNICK, PRESIDENT